

## **REMARKS/ARGUMENTS**

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith.

### **I. STATUS OF THE CLAIMS AND FORMAL MATTERS**

Claims 1-21 are currently pending. Claims 1-6 have been amended in this response. New claims 7-21 have been added. Currently amended claim 1, and newly introduced claims 11, 12 and 14 are independent. No new matter has been introduced by this amendment. Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicant is entitled.

### **II. REJECTIONS UNDER 35 U.S.C. §102(e)**

Claims 1-6 were rejected under 35 U.S.C. §102(e) as allegedly anticipated by U.S. Patent No. 6,332,024 to Inoue et al. (hereinafter, merely "Inoue").

Amended claim 1 now recites, *inter alia*:

"A portable communication apparatus comprising:  
a display unit ... and to eliminate said mark from the display unit if said pointer can not be shifted in the direction said mark indicates."

(emphasis added)

As understood by the Applicant, Inoue relates to a telephone handset comprising a front surface with a display and a keypad. The keypad includes a group of keys for entering alphanumeric signs and a key for navigating a cursor in the display. The navigation key is placed in the front surface of the phone between the display and the group of alphanumeric keys, and it includes a roller body which extends partly though an opening in the front surface of the

phone. The roller body is essentially cylindrical with a length and diameter of the same size as the width of the keys in said group of keys for entering alphanumeric signs.

Applicant submits that Inoue does not teach or suggest the above identified features of claim 1. Specifically, Applicant submits that Inoue does not teach or disclose a controller configured to eliminate said mark from the display unit if said pointer can not be shifted in the direction said mark indicates, as recited in claim 1. Applicant submits that Inoue does not teach this above described feature of claim 1.

Therefore, Applicant submits that claim 1 is patentable. For similar reasons, independent claims 11, 12 and 14 are also believed to be patentable.

### **III. DEPENDENT CLAIMS**

The other claims are dependent from the independent claims, discussed above, and are therefore believed patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

### **CONCLUSION**

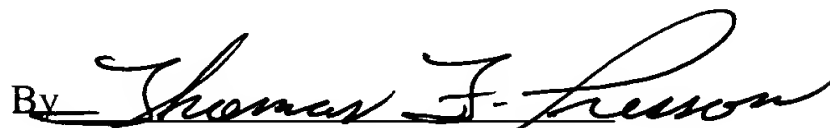
In the event the Examiner disagrees with any of statements appearing above with respect to the disclosure in the cited reference, it is respectfully requested that the Examiner specifically indicate those portions of the reference, providing the basis for a contrary view.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

In view of the foregoing remarks, it is believed that all of the claims in this application are patentable and Applicant respectfully requests early passage to issue of the present application.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
Attorneys for Applicant

By 

Thomas F. Presson  
Reg. No. 41,442  
(212) 588-0800